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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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8 JIMMIE L. DOSS, JR.,
9 Plaintiff,
10 v.
11 LORI CURRAN, et al.,
12 Defendants.
13

Case No.: C 14-0778 CW (PR)
ORDER GRANTING IN FORMA
PAUPERIS ON APPEAL

14 The Court granted Plaintiff, a state prisoner proceeding pro
15 se, leave to proceed in forma pauperis (IFP) in this action. On
16 March 18, 2014, the Court issued an Order of Dismissal on the
17 ground that the complaint was barred by Heck v. Humphrey, 512
18 U.S. 477 (1994). Plaintiff has filed a notice of appeal. The
19 United States Court of Appeals for the Ninth Circuit has referred
20 the case back to this Court for a determination of whether
21 Plaintiff's IFP status should be revoked. Rule 24(a)(3) of the
22 Federal Rules of Appellate Procedure provides that a party
23 granted leave to proceed IFP in the district court may continue
24 in that status on appeal unless the district court certifies that
25 the appeal is not taken in good faith.

26 The Court concludes that Plaintiff's appeal is taken in good
27 faith. Accordingly, leave to proceed IFP on appeal is GRANTED.
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1 The Clerk of the Court shall serve a copy of this order on
2 Plaintiff and on the Ninth Circuit Court of Appeals.

3 IT IS SO ORDERED.
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5 Dated: 4/2/2014

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7 CLAUDIA WILKEN
8 UNITED STATES DISTRICT JUDGE
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